

Justice Reinvestment Advisory Council
Meeting Minutes
September 27, 2019

The Justice Reinvestment Advisory Council met at 251 N. Illinois Street in Indianapolis, Indiana on September 27, 2019. The Advisory Council met 1:30 p.m.-3:30 p.m.

- 1. Members present.** The following members of the Justice Reinvestment Advisory Council were present: Julie Lanham, proxy for the Commissioner of the Indiana Department of Correction; Bernice Corley, Executive Director of the Indiana Public Defender Council; Dave Powell, Executive Director of the Indiana Prosecuting Attorneys Council; Devon McDonald, Executive Director of the Indiana Criminal Justice Institute; Adam McQueen, President of the Probation Officers Professional Association of Indiana; Ralph Watson, President of the Indiana Association of Community Corrections Act Counties; Rebecca Buhner, proxy for the Director of the Department of Mental Health and Addiction; and Justin Forkner, Chief Administrative Officer of the Indiana Supreme Court and Advisory Council Chair.
- 2. Guests present.** The following guests also attended the meeting: Liz Darlage, Angie Estes, and Kristen Banschbach from the Indiana Department of Correction; Rachel Halleck from the Division of Mental Health and Addiction; Troy Hatfield and CJ Miller from the Probation Officers Professional Association of Indiana; Chris Naylor from the Indiana Prosecuting Attorneys Council; Chris Cunningham from the Indiana Association of Community Corrections Act Counties; Lisa Thompson and Dave Williams from Trial Court Technology; Steve McCaffrey from Mental Health America Indiana; and Mark Goodpaster from the Legislative Services Agency.
- 3. Staff assistance.** Mary Kay Hudson, Jennifer Bauer, and Michelle Goodman provided staff assistance to the Advisory Council.
- 4. Approval of minutes.** The minutes from the June 14, 2019 meeting were unanimously approved.

5. JRAC statute draft amendments. Justin Forkner reported that a subgroup of the JRAC members met in August to draft proposed amendments to the JRAC statute, IC 33-38-9.5. Michelle Goodman explained the draft amendments: additional members were added in Section 2(a); the focus and functions were clarified in Section 2(c), 2(d), and Section 3. The JRAC members discussed Section 2(a) and (b). Dave Powell made a motion to amend Section 2(b) to have the chief justice or a designee of the chief justice chair the advisory council. Julie Lanham seconded the motion and the motion passed unanimously. The JRAC members also discussed the proposed amendments to Section 2(c) and recommendations made by Bernice Corley. The JRAC members decided that it could not move forward with Ms. Corley's recommendations. The JRAC members further discussed comments from Adam McQueen on the data elements in Section 2(l). Justin Forkner asked JRAC members to send ideas for other data points to Michelle Goodman. The JRAC members finally discussed Section 3. Dave Powell made a motion to add "not limited to", add "mental health and addiction treatment" to #3, and delete #4. Julie Lanham seconded the motion and the motion passed unanimously. Ralph Watson made a motion to send the proposed amendments to Rep. Steuerwald. Bernice Corley seconded the motion and the motion passed unanimously.

6. Pretrial reform report. Justin Forkner reported that the JRAC report on pretrial reform and bail issues is due December 1st. This report will dovetail with the CJI/JRAC annual report. Mr. Forkner stated that some of the issues overlap with the Jail Overcrowding Task Force. The Advisory Council members discussed the need to identify topics and lay out a strategic plan for pretrial reform. The members also discussed partnering with the EBDM Pretrial Workgroup to complete the report. Mr. Forkner stated that he and Mary Kay Hudson will develop an outline and send out the members. Dave Powell made a motion for the JRAC chair to consult with the EBDM Pretrial Workgroup to draft a report on bail and pretrial issues. The motion was seconded by Julie Lanham and the motion passed unanimously.

7. JRAC Member Reports.

a. Department of Correction. Julie Lanham reported that DOC completed its review of the FY 20 grant applications and reported that DOC will need help from other stakeholders as subject matter experts. Kristen Banschbach distributed two handouts and reported

that DOC used IntelliGrants for the grant application process. DOC received 184 grant applications requesting a total of \$84.4M. This was an increase of \$17M over FY19. Ms. Banschbach explained that the funding recommendations include a 5% increase in the series 100. DOC was not able to fund new applications and hopes funding will be available to these entities from unspent FY19 funds. The total DOC funding recommendation is \$68.8M. Dave Powell made a motion to approve the DOC grant funding recommendations. Devon McDonald seconded the motion and the motion passed unanimously.

- b. Division of Mental Health and Addiction.** Rebecca Buhner distributed the August report on Recovery Works and a provider letter on changes effective October 1st. She reported that DMHA is hosting trainings for criminal justice partners and Recovery Works continues to grow. The total amount spent on Recovery Works is \$63M and the top 5 counties are still Marion, Vanderburgh, Allen, Vigo, and Elkhart. Ms. Buhner highlighted DMHA's quality assurance audits and explained the per diem rates for recovery residences.
- c. Indiana Prosecuting Attorneys Council.** Dave Powell reported that this is his last JRAC meeting as he will retire as executive director of IPAC at the end of October. Chris Naylor will assume the executive director position on October 6.
- d. Indiana Public Defender Council.** Bernice Corley did not make a report. She thanked Dave Powell for his service to JRAC.
- e. Probation Officers Professional Association of Indiana.** Adam McQueen thanked Mark Goodpaster for inviting POPAI to testify at the Corrections and Criminal Law Study Committee hearing on September 18.
- f. State Budget Agency.** Kristen Haney did not make a report and thanked DOC for improvements in data reporting.
- g. Indiana Criminal Justice Institute.** Devon McDonald reported that \$3M will be available in JAG grants. He also reported that ICJI

is ramping up its behavioral health division to work with local coordinating councils.

h. Indiana Association of Community Correction Act Counties.

Ralph Watson did not make a report.

i. Office of Judicial Administration/Indiana Office of Court

Services. Mary Kay Hudson reported that the Jail Overcrowding Task Force will have its first public meeting on September 30 in French Lick. Chief Justice Rush designated Justice Steven David as chair of the task force. The Jail Overcrowding Task Force also has public meetings scheduled on October 30 in Valparaiso and November 6 in Anderson. Ms. Hudson also reported that IOCS is hosting a Pretrial Summit on October 4. All 92 counties will send teams and over 700 persons are registered to attend. She further reported that IOCS will post the draft pretrial certification rules for comment and the EBDM Pretrial Workgroup is planning for an effective date of January 1, 2020. In addition, Ms. Hudson reported that IOCS is partnering with DMHA to provide training on the sequential intercept model and provide \$11M in grant funding.

8. Next Meeting. The next meeting of the Justice Reinvestment Advisory Council is to be determined.

Respectfully submitted,

Jennifer Bauer
Staff Attorney
Indiana Office of Court Services